

JC
JCWSCS 16 AUG 2004

AUG. 13. 2004 3:51PM

TOWNSEND & TOWNSEND

NO. 7351—P. 1

Atty Docket No. 020552-003330US

PTO FAX NO.: 1.703.746.9195
TELEPHONE NO.: 1.703.308.1202

OFFICIAL COMMUNICATION

FOR THE ATTENTION OF

Office of Initial Patent Examination (OIPE)

CERTIFICATION OF FACSIMILE TRANSMISSION

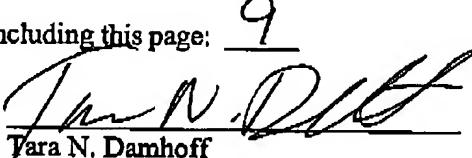
I hereby certify that the following document(s) in re Application of Kenneth W. Wood et al., Application No. 10/601,036, filed June 19, 2003 for METHODS OF SCREENING FOR MODULATORS OF CELL PROLIFERATION AND METHODS OF DIAGNOSING CELL PROLIFERATION STATES is being facsimile transmitted to the Patent and Trademark Office on the date shown below.

Document(s) Attached

1. Transmittal Form
2. Request for Corrected Filing Receipt
3. Copy of Filing Receipt
4. Supplemental Application Data Sheet

Number of pages being transmitted, including this page: 9

Dated: August 13, 2004


Tara N. Damhoff

BEST AVAILABLE COPY

**PLEASE CONFIRM RECEIPT OF THIS PAPER BY
RETURN FACSIMILE AT (303) 571-4321**

TOWNSEND and TOWNSEND and CREW LLP
Two Embarcadero Center, Eighth Floor
San Francisco, CA 94111-3834
Telephone: 303-571-4000
Fax: 303-571-4321

TRANSMITTAL FORM <i>(To be used for all correspondence after initial filing)</i>		Application Number 10/601,036
		Filing Date June 19, 2003
		First Named Inventor Wood, Kenneth W.
		Art Unit 1636
		Examiner Name NOT YET ASSIGNED
Total Number of Pages in This Submission		Attorney Docket Number 020552-003330US

PTO/SB/21 (04-04)

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to Technology Center (TC)
<input type="checkbox"/> <input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> <input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> <input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	<input type="checkbox"/> Request for Corrected Filing Receipt
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	<input type="checkbox"/> Copy of Filing Receipt
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> Supplemental Application Data Sheet
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application	Remarks The Commissioner is authorized to charge any additional fees to Deposit Account 20-1430.	
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Townsend and Townsend and Crew LLP Scott L. Ausenhus	
Signature		
Date	Reg. No. 42,271 August 13, 2004	

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office, Fax No. (703) 748-9195 on August 13, 2004.

Typed or printed name	Tara N. Damhoff		
Signature		Date	August 13, 2004

60284076 v1

BEST AVAILABLE COPY

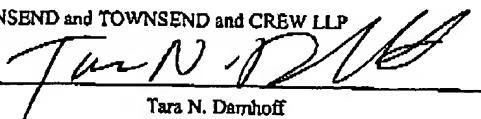
I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office, Fax No. 1-703-746-9195 on August 13, 2004.

PATENT

Attorney Docket No.: 020552-003330US

TOWNSEND and TOWNSEND and CREW LLP

By:



Tara N. Damhoff

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Kenneth W. Wood et al.

Application No.: 10/601,036

Filed: June 19, 2003

For: METHODS OF SCREENING FOR
MODULATORS OF CELL
PROLIFERATION AND METHODS OF
DIAGNOSING CELL PROLIFERATION
STATES

Customer No.: 20350

Confirmation No. 8459

Examiner: NOT YET ASSIGNED

Art Unit: 1636

REQUEST FOR CORRECTED FILING
RECEIPT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

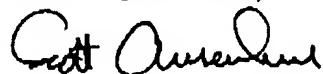
Sir:

Attached is a copy of the official Filing Receipt received from the Patent and Trademark Office for the above-identified application for which issuance of a corrected filing receipt is respectfully requested.

There is an error in that Christophe Beraud is from San Francisco, CA.

A corrected filing receipt is respectfully requested. Applicant believes no fee is required for submission of this request. However, if a fee is required, the Commissioner is authorized to deduct such fee from the undersigned's Deposit Account No. 20-1430.

Respectfully submitted,



Scott L. Ausenhus
Reg. No. 42,271

TOWNSEND and TOWNSEND and CREW LLP
Two Embarcadero Center, 8th Floor
San Francisco, California 94111-3834
Tel: 303-571-4000
Fax: 303-571-4321

AUG. 13. 2004 3:52PM

TOWNSEND & TOWNSEND

NO. 7351—P. 4

REC'D

Page 1 of 2

JUL 27 2004



UNITED STATES PATENT AND TRADEMARK OFFICE

SIA, DE

020552-003330US

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
www.uspto.gov

APPL NO.	FILING OR 371 (C) DATE	ART UNIT	FIL FEE REC'D	ATTY.DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/601,036	06/19/2003	1636	750	020552-003330US	11	19	2

20350

TOWNSEND AND TOWNSEND AND CREW, LLP
 TWO EMBARCADERO CENTER
 EIGHTH FLOOR
 SAN FRANCISCO, CA 94111-3834

CONFIRMATION NO. 8459

FILING RECEIPT



OC000000013269543

Date Mailed: 07/20/2004

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Kenneth W. Wood, Foster City, CA;
 Jeffrey T. Finer, Foster City, CA;
 Christophe Beraud, Palm Springs, CA— San Francisco, CA
 John Mak, San Bruno, CA;
 Roman Sakowicz, Foster City, CA;

Domestic Priority data as claimed by applicant

This application is a DIV of 09/428,156 10/27/1999 PAT 6,617,115

Foreign Applications

If Required, Foreign Filing License Granted: 07/19/2004

Projected Publication Date: 10/28/2004

Non-Publication Request: No

Early Publication Request: No

Title

BEST AVAILABLE COPY

Methods of screening for modulators of cell proliferation and methods of diagnosing cell proliferation states

Preliminary Class

435

**LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related application(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).

BEST AVAILABLE COPY